

**TERMINAL DISCLAIMER TO OBVIATE A DOUBLE PATENTING
REJECTION OVER A PRIOR PATENT**

Docket Number (Optional)
SNY-P4339

In re Application of: Hughes, et al.

Application No.: 09/838,983

Filed: 4/20/2001

For: SUPER DISTRIBUTION OF MUSIC SAMPLES USING EMAIL

The owners*, Sony Corporation and Sony Music Entertainment Inc., of 100 percent interest in the instant application hereby disclaim, except as provided below, the terminal part of the statutory term of any patent granted on the instant application, which would extend beyond the expiration date of the full statutory term defined in 35 U.S.C. 154 and 173, as presently shortened by any terminal disclaimer, of prior Patent No. 6,670,537. The owner hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and the prior patent are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors or assigns.

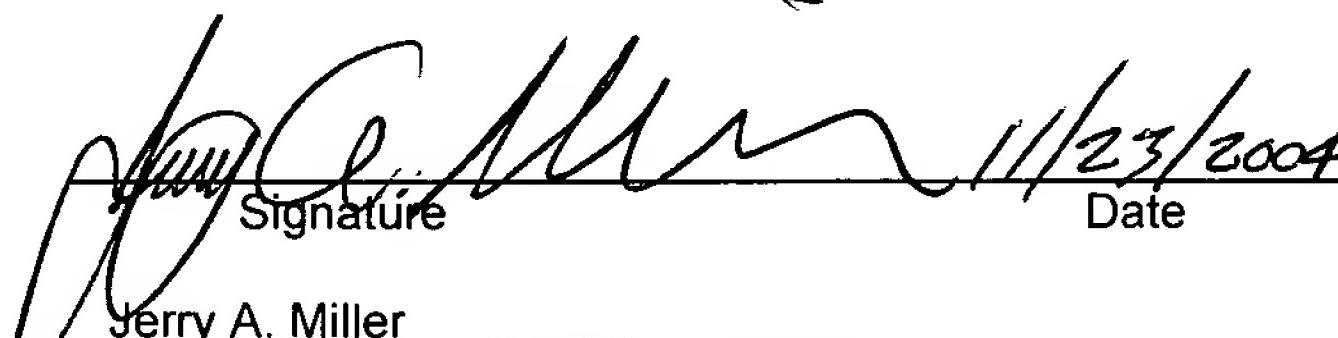
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2. The undersigned is an attorney or agent of record.


Signature 11/23/2004


Jerry A. Miller

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